

## **FISCAL NOTE**

### **HB 2688 - SB 2678**

March 4, 2006

**SUMMARY OF BILL:** Creates a new Class C felony offense for a person who is infected with hepatitis B (HBV) to knowingly expose another person to the virus through intimate contact or other means.

#### **ESTIMATED FISCAL IMPACT:**

##### **Increase State Expenditures – \$32,900 / Incarceration\***

##### Assumptions:

- According to the Department of Correction (DOC), in FY05, there were four admittances for criminal exposure to human immunodeficiency (HIV).
- Two Class C felony convictions per year with 0.9 years time served (328.725 days). According to DOC, the average operating cost per inmate per day for calendar year 2006 is \$50.02. The cost per inmate is \$16,442.82 (\$50.02 x 328.725 days). The total operating for two offenders per year is \$32,885.64 (\$16,442.82 x 2).
- According to the U.S. Census Bureau, population growth in Tennessee has been 1.09 percent per year for the past 10 years, yielding a projected compound population growth of 13.6% over the next ten years. No significant incarceration cost increase will occur due to population growth in this period.

*\* Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years.*

#### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director